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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CONT.CAS(C) 136/2019**

RESIDENTS WELFARE SAMITI

..... Petitioner

Through: Mr. Vidhan Vyash & Mr. Syed
Haider Shah, Advs.

versus

SOUTH DELHI MUNICIPAL CORPORATION

..... Respondent

Through: None.

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

02.02.2024

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1. The present petition has been filed alleging willful disobedience of the order dated 22nd October, 2018 in *W.P.(C) 10872/2018*.
2. Perusal of the order dated 22nd October, 2018 shows that the writ petition filed on behalf of the petitioner herein had been disposed of with directions to the respondent to decide the representation of the petitioner by passing a speaking order.
3. This Court notes that a Status Report has been filed on behalf of Municipal Corporation of Delhi ("MCD"), wherein a speaking order dated 18th September, 2019 has been attached.
4. Per contra, learned counsel appearing for the petitioner submits that no action has been taken by the respondent-MCD despite noting in the speaking order that there were unauthorized construction existing in the



properties in question.

5. Since the MCD has already passed a speaking order dated 18th September, 2019 pursuant to the order dated 22nd October, 2018 passed by this Court, the aforesaid order stands complied with by the MCD.

6. However, if the petitioner is aggrieved by any non-action on the part of the respondent-MCD in not taking any action against the unauthorized construction, the petitioner is at liberty to seek the remedies in accordance with law.

7. With the aforesaid directions, the present petition is disposed of.

MINI PUSHKARNA, J

FEBRUARY 2, 2024

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